

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA- 646 of 2022

Mita Dey Saha -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. D. Das,
Ld. Advocate.

For the State Respondents : Mr. Shaon Bhattacharya,
Ld. Advocate.

07
09.07.2024

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The applicant has prayed for a direction to the respondent authorities to promote her in the post of Administrative Officer w.e.f. 01.12.2021. The applicant also makes a supplementary prayer that she may be given the remuneration as is given in the post of Administrative Officer w.e.f. 01.12.2021. From the submission of the learned counsel for the applicant and the records, it is understood that the applicant is serving as a UDC for the last seven years. In this regard, she has furnished a representation before the Additional Director of Agriculture (Evaluation) on 04.07.2022 in which she has requested for promotion to the post of Administrative Officer. Mr. Das, learned counsel argues that though eligible for such promotion and despite furnishing of a representation two years ago, the respondent authorities are sitting tight over it and not responding to the prayer in the representation.

Appearing on behalf of the respondent authorities, Mr. Bhattacharya, learned counsel submits that by a Notification dated 20.07.2000, the post of Administrative Officer is required to be filled up from those employees who are stationed in the Headquarters. Since Mrs. Saha, the applicant had opted in the regional cadre, therefore, she is not eligible for promotion to the post of Administrative Officer, Kolkata.

Mr. Das submits that it will suffice if a direction is given to the respondent authorities to consider her representation. Mr. Bhattacharya submits that if such a direction is given, the same will be considered as per rules.

Having heard the submissions of the learned counsels, this application is disposed of by directing the Respondent No. 2 (iv) i.e., the Additional

ORDER SHEET

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Form No.

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Vs.

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Director of Agriculture (Evaluation) to consider the representation furnished by the applicant before him dated 04.07.2022 praying for promotion to the post of Administrative Officer in accordance with rules within three (03) months from the date of communication of this order.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS